

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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7 SHARON BRUNO,)
8 Plaintiff,) 2:11-cv-00671-LDG-CWH
9 vs.) ORDER
10 KOHL'S DEPARTMENT STORES., *et al.*,)
11 Defendants.)

This matter is before the Court on Defendant Kohl's Department Stores, Inc.'s Motion for Leave to Amend its Answer to Assert Cross-Claims against Dentco (#8), filed June 21, 2011, and Defendant Kohl's Motion for Leave to File Third-Party Complaint (#17), filed February 7, 2012. Both motions are unopposed.

Pursuant to Local Rule (LR) 7-2(d), “[t]he failure of an opposing party to file points and authorities in response to any motion shall constitute a consent to the granting of the motion.” Defendant Kohl’s seeks leave to amend its answer to include cross-claims against co-Defendant Dentco. *See* Def.’s Mot. (#8). The request has gone unopposed and, therefore, pursuant to LR 7-2(d), shall be granted.

Defendant Kohl's also requests leave to amend its answer to include a third-party complaint against MCDM Investments, LLC. *See* Def.'s Mot. (#17). The motion is also unopposed and shall be granted on those grounds. Moreover, Rule 14(a) expressly permits impleader where the proposed third-party defendant "is or may be liable" to the original defendant and the third-party complaint asserts at least a colorable claim for relief. The Court finds those requirements have been met in this instance.

Based on the foregoing and good cause appearing therefore,

IT IS HEREBY ORDERED that Defendant Kohl's Department Stores, Inc.'s Motion

1 for Leave to Amend its Answer to Assert Cross-Claims against Dentco (#8) is **granted**.

2 **IT IS FURTHER ORDERED** that Defendant Kohl's Motion for Leave to File Third-
3 Party Complaint (#17) is **granted**.

4 DATED this 27 day of February, 2012.

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7 C. W. Hoffman, Jr.
United States Magistrate Judge

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